

# **EXHIBIT A**

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

In Re:	)
PHARMACEUTICAL INDUSTRY	) CA No. 01-12257-PBS
AVERAGE WHOLESALE PRICE	) MDL No. 1456
LITIGATION	) Pages 1 - 35

STATUS CONFERENCE

BEFORE THE HONORABLE PATTI B. SARIS  
UNITED STATES DISTRICT JUDGE

United States District Court  
1 Courthouse Way, Courtroom 19  
Boston, Massachusetts  
July 17, 2007, 2:45 p.m.

LEE A. MARZILLI  
OFFICIAL COURT REPORTER  
United States District Court  
1 Courthouse Way, Room 3205  
Boston, MA 02210  
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1 THE COURT: Well, let me just -- the one thing I  
2 learned from the other case is, this is resolved company by  
3 company, drug by drug, NDC by NDC, and quarter by quarter.

4 MR. DODDS: And we agree with that, your Honor. We  
5 agree with that.

6 THE COURT: And it was hugely -- once you're in the  
7 weeds, you are way deep in the weeds, all right. So there  
8 are some crosscutting issues which for the most part I've  
9 resolved. If you think I'm wrong, you'll either save your  
10 objection or you'll persuade me I'm wrong, but basically I've  
11 dealt with the crosscutting. I've got to get company by  
12 company. So are you telling me that these -- I don't even  
13 know very much about them -- that these are self-administered  
14 drugs?

15 MR. DODDS: No, no, no, your Honor. Here's what  
16 I'm saying. There still were physician-administered drugs.  
17 Here's all I'm saying, and I apologize for being unclear.  
18 Here's all I'm saying. If what we're going to be doing is --  
19 what is left to be argued, at least before today -- we had  
20 our sort of crosscutting class certification hearing with  
21 respect to Track Two in September, and your Honor recognized  
22 at that time that individual defendants had individual issues  
23 that would be addressed at some point in time.

24 THE COURT: Right.

25 MR. DODDS: We were talking at that point in time,